

TRYING TO GET BAIL.

WIMMER'S CASE SENT ON AND HABEAS-CORPUS PAPERS OBTAINED.

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Some relatives and friends of young Thalheimer claim that they have a considerable amount of testimony to offer in behalf of that given before the Coroner's Jury by Miss Wimmer, the young man alleged to have been dismoured by the deceased. It is understood that the prosecution will have about two witnesses, and it is also claimed that a portion of those can give important testimony in behalf of the condemned.

A statement of young Thalheimer yesterday said: "We did not know anything about this outrage. Had Samuel Thalheimer's father or myself been aware of it we would have seen that the fight was on. Samuel was only a boy. I do think that the girl's father would have come to his father before doing what he did. We are here in the interests of justice. That is all we ask."

Almanzo is a member of the Knights of Pythias and Junior Order of American Mechanics. He was visited yesterday by most friends, but spent the most of the day in the company of his wife and daughter, Edna and Anna.

IN THE POLICE COURT.

Wimmer's case was called in the Police Court yesterday morning, but after quite a long discussion the preliminary examination was waived by counsel for the defense, and the case was certified to the Hustings Court for September 21st.

The case was the last one reached on the docket, and it engaged the closest attention of a court-room full of legal spectators. The prisoner made his appearance in the same suit of clothes in which he was arrested, but he did not look as well as heretofore. The intense strain has told upon his features, and frequently he buried his face in his hands and wept. When the case was called he was assigned a seat by the side of his counsel, Mr. Minstrel Folkes, and alongside of them sat Mrs. Wimmer and Miss Edna May Wimmer, the daughter allowed to have been betrayed. Commonwealth's Attorney D. C. Richardson appeared in behalf of the State. Mrs. Wimmer and her daughter were very plainly but neatly dressed and showed even more grace than did the father. The mother, who was a frail invalid, kept her head bowed and her eyes never for once met the glance of any of the spectators. She seemed to find consolation in her steadfast gaze at the concrete floor and never lifted her eyes during the entire proceedings.

A CONTINUANCE ASKED FOR.

As soon as the charge against Wimmer had been read, Commonwealth's Attorney Richardson arose, and addressed the Court. He said that so important a case must have a thorough examination that absolute justice be done to all parties connected with it. He, as Commonwealth's Attorney, had a number of witnesses which were not introduced at the Coroner's inquest, many of them at that time being engaged in observing the Jewish New Year. He therefore urged that the hearing be postponed.

Mr. Folkes, representing the prisoner, said that he was ready to go to trial, but that he wanted justice and, would not consent to a continuance if the Commonwealth had new witnesses, provided it was for a short period.

Judge Crutchfield agreed with both gentlemen that a full and complete examination should be made. He did not say wherein it would hurt the prisoner to continue the case, and said he would do so.

Mr. Folkes then said he thought with the verdict of the Coroner's jury before the Court that his client was entitled to bail, and asked that it be granted.

Judge Crutchfield replied that on the part of the Coroner's jury verdict, no one had bailed the man, but the fact that Mr. Richardson had withdrawn his services prevented his doing so, and they had been examined, and he had fully explained the nature of their evidence. Said the Judge: "When the case is examined I will tell what I will do, but until the new witnesses are heard, I can only postpone a motion for bail."

The Justice then suggested that the examination be waived, and the case sent to the Hustings Court, which suggested counsel for the defense adhered to. Mr. Folkes announced that he would take his client before Judge Witt, on a habeas corpus at once.

A very affecting scene was then witnessed. Mrs. Wimmer and her daughter took back into the office of Justice Wimmer, and his Honor went with them, accompanied by an officer to join them. The three talked until Wimmer was taken to the Hustings Court room.

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In the mean time the papers had been made out, and in a few minutes the entire party were in the Hustings Court room.

Mr. Folkes immediately went to Judge Wimmer, and, not finding him in, began to search for him, but soon discovered that the Justice was out of the city. Mr. Folkes then tried to find Judge Wellford, but he too was out of the city, so the court also became in session. The young attorney, after hustling around a little more, however, secured Judge James C. Lamb of the Chancery Court, and he was soon in the courtroom.

Mr. Folkes then took another trip, this time to Justice W. E. Bryan, in the hope that he would be successful, so it was determined that the case go over until this morning, when it will come up before Judge Ingram, in Manchester, at 10 o'clock, provided Judge Witt is still out of the city.

This was all that could be done yesterday, and the prisoner was taken back to jail. He made his wife and daughter ready at the City Hall. Deputy

Sheriff Ferneyhough then accompanied Wimmer to the jail. The prisoner was followed by an immense and curious crowd.

MINSTRELS HERE TO-MORROW.

Barlow's Burnt-Cork Artists to Be at the Academy.

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